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USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 5/19/04
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In Re Terrorist Attack on : Civil Action No. 03 MD 1570 (RCC)  
September 11, 2001 :  
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*This document relates to:* :  
: Civil Action No. 03 CV 6978 (RCC)  
Federal Insurance Company, et. al. :  
v. :  
al Qaida, et al. :

**NOTICE FOR MOTION FOR  
ADMISSION OF COUNSEL PRO HAC VICE**

PLEASE TAKE NOTICE, that upon the annexed Affidavit of Mark T. Mullen, Esquire, sworn to on the 7<sup>th</sup> day of May, 2004, the affirmation of Michael J. Sommi, Esquire, and all pleadings and proceedings heretofore that herein, the undersigned will move this Court for an Order granting plaintiffs' motion to admit Mark T. Mullen, Esquire to appear and act as counsel in the above-captioned case *pro hac vice* pursuant to the Rules of the U.S. District Court Southern District of New York, and for such other and further relief as this Court deems just and equitable and in furtherance of the ends of justice.

Dated: New York, New York  
May 13, 2004

COZEN O'CONNOR

By: 

Michael J. Sommi, Esquire (MS-7910)  
COZEN O'CONNOR  
45 Broadway Atrium  
16<sup>th</sup> Floor  
New York, New York 10007  
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Civil Action No. 03 CV 6978 (RCC)

**AFFIDAVIT OF MARK T. MULLEN**

COMMONWEALTH OF PENNSYLVANIA :

COUNTY OF PHILADELPHIA :

I, Mark T. Mullen, Esquire, being duly sworn, depose and say:

1. I am a resident of the Commonwealth of Pennsylvania and was admitted by the Supreme Court of Pennsylvania to the bar of the Commonwealth of Pennsylvania on December 13, 1983.

2. I currently am a senior member of the law firm of Cozen O'Connor, 1900 Market Street, Philadelphia, Pennsylvania.

3. I am a member in good standing of the bar of the Commonwealth of Pennsylvania and am duly licensed and admitted to practice law within the Commonwealth of Pennsylvania, having an Attorney Identification No. 40166. A copy of my Certificate of Good Standing is annexed hereto and marked as Exhibit "A".

4. There are no disciplinary proceedings or criminal charges instituted against me in the Commonwealth of Pennsylvania or in any other state.

5. There is an attorney-client relationship between the plaintiffs and my law firm.

6. My clients specifically have requested that I represent their interests in this matter.

7. The nature of this action involves legal and factual issues in a complex field of law with which I am familiar since I have handled similar cases in the past and have developed and expertise in these matters.

8. If the Court shall allow my Motion to Appear *pro hac vice* in the above-captioned matter, I will continue to represent my clients in this proceeding until the final determination thereof, and with reference to all matters, incidents or proceedings, I agree that I shall be subject to the orders and amenable to any disciplinary action and the civil jurisdiction of this Court and the New York state bar in all respects as if I were regularly admitted and a licensed member of the Bar of the State of New York in good standing.

9. The Commonwealth of Pennsylvania grants the privilege of *Pro Hac Vice* admissions to members of the bar of New York in good standing.

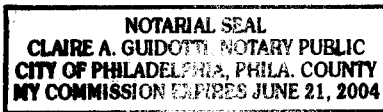
10. I am associated and have personally appearing with me in these proceedings, Michael J. Sommi, Esquire, an attorney who is duly and legally admitted to practice both in the State Courts of New York and in the United States District Court for the Southern District of New York, and upon whom service may be had in all matters connected with the above-captioned cause, and with any disciplinary matter arising out of the same, with the same effect as if personally made on me within the Commonwealth of Pennsylvania.

11. I certify that all of the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

  
MARK T. MULLEN, ESQ.

Sworn to before me on this  
2<sup>nd</sup> day of May, 2004.

  
Notary Public



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**AFFIRMATION OF MICHAEL J. SOMMI**

Michael J. Sommi, Esquire, being duly sworn, deposes and says as follows:

1. I am an attorney duly licensed to practice law in the State of New York, and am a senior member with the law firm of Cozen O'Connor, attorneys for the plaintiffs in the above-entitled action.

2. I am fully familiar with the facts and circumstances as hereinafter set forth, and make this Affidavit in support of the plaintiffs' motion to have Mark T. Mullen Esquire, admitted of counsel, *Pro Hac Vice*, with respect to the above-entitled action.

3. The above-captioned action was commenced by the plaintiffs against the defendants on September 10, 2003.

4. I am acting as local counsel with respect to this matter and respectfully request that the Court allow Mark T. Mullen, Esquire to be admitted *Pro Hac Vice* for purposes of serving as counsel for the plaintiffs.

5. I have known Mark T. Mullen, Esquire to be an excellent trial attorney who has a great deal of experience with respect to issues being presented in the present lawsuit, and is a member in good standing of the Bar of Pennsylvania. (See original Certificate of Good Standing Attached Hereto as Exhibit "A").

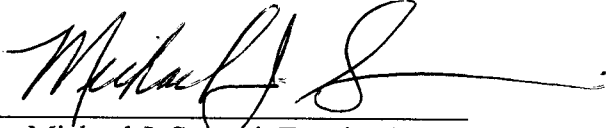
6. I respectfully submit to the Court that Mr. Mullen is not only an excellent trial attorney, but is a person whose character is unimpeachable, and one who would do justice both to his client and the bar of the Court. The Court is respectfully referred to Mr. Mullen's attached Affidavit regarding his specific qualifications.

7. I respectfully request that Mark T. Mullen, Esquire be admitted *Pro Hac Vice* in the above-entitled action to serve as counsel with respect to the prosecution of the subject claims.

WHEREFORE, Michael J. Sommi, Esquire respectfully requests that the Court grant an Order allowing the admission, *Pro Hac Vice*, of Mark T. Mullen, Esquire to the United States District Court for the Southern District of New York to practice with respect to the above-captioned action, together with such other and further relief as the Court may deem just and proper.

Dated: New York, New York  
May 13, 2004

COZEN O'CONNOR

By:   
Michael J. Sommi, Esquire (MS-7910)  
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**ORDER**

THIS MATTER comes before me upon motion of Plaintiffs herein to permit Mark T. Mullen, member in good standing of the Bar of the Commonwealth of Pennsylvania, to appear and conduct proceedings in the above entitled case *Pro Hac Vice*. As it appears from the affirmation submitted in support of this motion and any responses thereto that Mr. Mullen is a duly admitted member in good standing of the Commonwealth of Pennsylvania, and that good cause exists for the relief sought, and as the movant has certified that Mr. Mullen is ready to proceed such that the granting of this motion will not delay this action:

It is hereby Ordered that Mark T. Mullen shall be and hereby is admitted to appear *Pro Hac Vice* in this action.

SO ORDERED:



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U.S.D.J.

Dated: 5/18/04